

**A RESOLUTION BY
CITY UTILITIES COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT AGREEMENT NO. 4 WITH REPUBLIC SERVICES OF GEORGIA, LP FOR FC-7650-04B, ANNUAL CONTRACT FOR DISPOSAL OF MUNICIPAL SOLID WASTE SERVICES, ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED SIX HUNDRED SEVENTY THOUSAND DOLLARS AND NO CENTS (\$670,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM THE LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS IN THE FOLLOWING AMOUNTS: 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (R.M. CLAYTON WRC) 5222003 (REPAIR & MAINTENANCE-OTHER) 4335000 (SEWAGE TREATMENT PLANTS) - \$75,000.00; 5051 (WATER & WASTEWATER REVENUE FUND) 170205 (UTOY CREEK WRC) 5222003 (REPAIR & MAINTENANCE-OTHER) 4335000 (SEWAGE TREATMENT PLANTS) - \$25,000.00; 5051 (WATER & WASTEWATER REVENUE FUND) 170206 (SOUTH RIVER WRC) 5222003 (REPAIR & MAINTENANCE-OTHER) 4335000 (SEWAGE TREATMENT PLANTS) - \$140,000.00; 5051 (WATER & WASTEWATER REVENUE FUND) 170207 (INTRENCHMENT CREEK WRC). 5222003 (REPAIR & MAINTENANCE-OTHER) 4335000 (SEWAGE TREATMENT PLANTS) - \$150,000.00; 5051 (WATER & WASTEWATER REVENUE FUND). 170209 (REMOTE SITES) 5222003 (REPAIR & MAINTENANCE-OTHER). 4334000 (SEWER LIFT STATIONS) \$30,000.00; 5051 (WATER & WASTEWATER REVENUE FUND). 1700212 (ENGLEWOOD). 5222003 (REPAIR & MAINTENANCE-OTHER) 4310000 (SANITARY ADMINISTRATION) - \$250,000.00; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") entered into Contract No. FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste ("Contract"), with Republic Services of Georgia, LP ("Contractor"), pursuant to Resolution 04R1765; and

WHEREAS, the initial term of the Contract was for one (1) year, commencing effective November 20, 2004, through November 19, 2005, with four (4) 1 (one) year renewal option(s) to be exercised at the sole discretion of the City; and

WHEREAS, a ninety (90) day extension was granted by the Chief Procurement Officer giving the contract an expiration date of February 22, 2006; and

WHEREAS, the City executed Renewal Agreement No. 1, pursuant to Resolution 05R2328 commencing effective February 23, 2006, through February 22, 2007; and

WHEREAS, the City executed Renewal Agreement No. 2, pursuant to Resolution 06R2707 commencing effective February 23, 2007, through February 22, 2008; and

WHEREAS, the City executed Renewal Agreement No. 3, pursuant to Ordinance 08O0409 commencing effective February 23, 2008, through February 22, 2009; and

WHEREAS, Amendment Agreement No. 1 was executed in the amount of Two Million Seven Hundred Fifty-One Thousand Three Hundred Eighty-Eight Dollars and Thirty-Five Cents (\$2,751,388.35) pursuant to Ordinance 08-R-0408; and

WHEREAS, Amendment Agreement No. 2 was executed in the amount Seven Hundred Sixteen Thousand Five Hundred Seventy-Three Dollars and No Cents (\$716,573.00) to add funding for sludge hauling on behalf of the Department of Watershed Management pursuant to Resolution 08R1482; and

WHEREAS, Amendment Agreement No. 3 is currently being executed in the amount of One Hundred Fifty-Seven Thousand Dollars and No Cents (\$157,000.00) to add funding for Incinerator Ash Disposal services; and

WHEREAS, the Department of Watershed Management desires to amend FC-7650-04B, Annual Contract For Disposal Of Municipal Solid Waste Services, to add funding and to adjust 2009 fuel costs associated with the hauling and disposal of solid wastes; and

WHEREAS, Republic Services of Georgia, LP continues to perform services under the Contract satisfactorily; and

WHEREAS, the Commissioner of the Department of Watershed Management recommends Amendment Agreement No. 4 for FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste Services with Republic Services of Georgia, LP, in an amount not to exceed Six Hundred Seventy Thousand Dollars and No Cents (\$670,000.00).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute Amendment Agreement No. 4 for FC-7650-04B, Annual Contract for Disposal of Municipal Solid Waste Services with Republic Services of Georgia, LP, in an amount not to exceed Six Hundred Seventy Thousand Dollars and No Cents (\$670,000.00) on behalf of the department of Watershed Management.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of Amendment Agreement No. 4 for execution by the Mayor.

BE IT FURTHER RESOLVED, that Amendment Agreement No.4 will not become binding on the City, and the City will incur no obligation or liability under it until it has been approved as to form by the City Attorney, executed by the Mayor and, as necessary, attested to by the Municipal Clerk, and delivered to Republic Services of Georgia, LP.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers in the following amounts: 5051 (Water & Wastewater Revenue Fund) 170204 (R.M. Clayton WRC) 5222003 (Repair & Maintenance-Other) 4335000 (Sewage Treatment Plants) - \$75,000.00; 5051 (Water & Wastewater Revenue Fund) 170205 (Utoy Creek WRC) 5222003 (Repair & Maintenance-Other) 4335000 (Sewage Treatment Plants) - \$25,000.00; 5051 (Water & Wastewater Revenue Fund) 170206 (South River WRC) 5222003 (Repair & Maintenance-Other) 4335000 (Sewage Treatment Plants) - \$140,000.00; 5051 (Water & Wastewater Revenue Fund) 170207 (Intrenchment Creek WRC). 5222003 (Repair & Maintenance-Other) 4335000 (Sewage Treatment Plants) - \$150,000.00; 5051 (Water & Wastewater Revenue Fund). 170209 (Remote Sites) 5222003 (Repair & Maintenance-Other). 4334000 (Sewer Lift Stations) \$30,000.00; 5051 (Water & Wastewater Revenue Fund). 1700212 (Englewood). 5222003 (Repair & Maintenance-Other) 4310000 (Sanitary Administration) - \$250,000.00.